



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

Zilka-Kotab, PC  
P.O. BOX 721120  
SAN JOSE CA 95172-1120

Paper No.

**COPY MAILED**

**AUG 08 2005**

**OFFICE OF PETITIONS**

In re Application of  
Brian Cox, Brandt Haagensen and  
Do Kim  
Application No. 09/802,452  
Filed: March 9, 2001  
Atty Docket No. NAI1P136/00.120.01  
Title: SYSTEM AND METHOD FOR REMOTE:  
MAINTENANCE OF HANDHELD COMPUTERS

DECISION ACCORDING STATUS  
UNDER 37 C.F.R. § 1.47(a)

This is in response to the "PETITION FOR APPLICATION BY OTHER THAN ALL THE INVENTORS Pursuant to 37 C.F.R. §1.47(a)," filed March 9, 2001 (and resubmitted June 2, 2005). The petition was recently forwarded to the undersigned for consideration.

The petition is **GRANTED**.

The above-identified application was filed on March 9, 2001, with a declaration executed by joint inventors Cox and Haagensen on behalf of themselves and on behalf of non-signing inventor Kim and the instant petition. Applicants assert that status under § 1.47(a) is proper because inventor Kim refused to sign the declaration for patent.

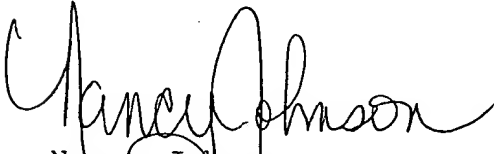
A grantable petition under 37 C.F.R. § 1.47(a) requires: (1) proof that the non-signing inventor cannot be reached or found, after diligent effort, or refuses to sign the oath or declaration after having been presented with the application papers (specification, claims and drawings); (2) an acceptable oath or declaration in compliance with 35 U.S.C. §§ 115 and 116; (3) the petition fee; and (4) a statement of the last known address of the non-signing inventor.

By declaration of patent attorney Cindy S. Kaplan, applicants have shown that inventor Kim has refused to join in the application after having been presented with the application papers. The petition includes payment of the petition fee. The last known address of inventor Kim is deemed to be as set forth on the declaration.

The declaration filed March 9, 2001, and the petition have been reviewed and are both found in compliance with 37 CFR 1.47(a).

This application is hereby accorded Rule 1.47(a) status. As provided in new Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

Telephone inquiries regarding this decision should be directed to the undersigned at (571) 272-3219.

A handwritten signature in black ink, appearing to read "Nancy Johnson". The signature is fluid and cursive, with the first name "Nancy" and last name "Johnson" clearly distinguishable.

Nancy Johnson  
Senior Petitions Attorney  
Office of Petitions